

Amendment No. 1 to SB3060

Person, Curtis
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 3060

House Bill No. 3163*

By designating the existing language of subsection (d) of §38-8-118 of the amendatory language of SECTION 2 as subdivision (1) and by adding the following new subdivision (2):

(2) Notwithstanding the provisions of this subsection, §8-8-303 or any other provision of law to the contrary, the governmental immunity of the county in which a sheriff has appointed a private special deputy deputies is not waived for any wrong, injury, loss, damage or expense resulting from an act or omission of the private special deputy under the following circumstances:

(A) The sheriff's department of the county has entered into a mutual assistance agreement with the resort area owner or management company that employs the private special deputy or deputies;

(2) The act or omission occurred while the private special deputy was involved in official law enforcement duties after having been dispatched by the sheriff to respond to a call, provide backup or otherwise assist the sheriff's department in a law enforcement capacity or at the scene of an accident, crime or other incident; and

(3) The crime or incident to which the private special deputy was dispatched was outside the boundaries of the employing resort area as established in subsection (c) of this section.